

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPL. NO.: 10/041,946

ART UNIT: 3695

APPLICANT: James J. Wolfston, Jr.

EXAMINER: Ojo O. Oyebiso

FILING DATE: January 7, 2002

TITLE: System for Describing the Overlaying of Electronic Data onto an Electronic Image

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**COMMUNICATION CONCERNING REINSTATEMENT OF APPEAL**

In accordance with 37 CFR § 1204.01, Applicant submits herewith a Notice of Appeal in response to the January 24, 2011, Final Office Action.

Applicant originally filed a Notice of Appeal for the above-referenced Application on November 2, 2007. In response, Examiner Ojo O. Oyebisi re-opened prosecution of the current Application. Applicant responded by filing of the Mark 19, 2008, Notice of Appeal.

Applicant filed a second Notice of Appeal for the above-referenced Application on March 19, 2008. In response, Examiner Ojo O. Oyebisi re-opened prosecution of the current Application. Applicant would like to reinstate the Notice of Appeal previously filed.

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**CERTIFICATE OF TRANSMISSION UNDER 37 C.F.R. 1.8**

I hereby certify that this correspondence in being transmitted to the United States Patent and Trademark Office.

On: May 24, 2011

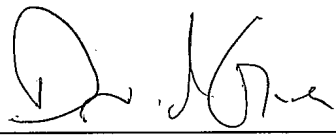
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The fees for filing a Notice of Appeal for a small entity were originally \$255.00 at the time of filing and payment of the two, above mentioned Notices of Appeal. Therefore, Applicant is not submitting any fees for filing the current Notice of Appeal submitted herewith as Applicant has overpaid. However, should the Commissioner determine that fees or extensions of time are required, Applicant requests that such fees be deducted from Deposit Account 50-1635.

Respectfully submitted,

Date: 5/24/11

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